

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SEATTLE SCHOOL DISTRICT NO. 1,

Plaintiff,

v.

KURT BENSHOOF,

Defendant.

CASE NO. 2:23-cv-01829-JHC

ORDER

This matter comes before the Court on Defendant/Counterclaim-Plaintiff Kurt Benshoof’s Unopposed Motion for an Order Directing Service by U.S. Marshals and Waiving Fees and Costs. Dkt. # 20. Plaintiff requests service of process by United States marshals on Blair Russ and Jessica Owens. *Id.* at 2. Plaintiff also requests waiver of the United States marshal fee for service of process. *Id.* at 5. But Plaintiff has not moved to proceed *in forma pauperis* (“IFP”) in this case.

When a court has authorized a plaintiff to proceed IFP, “the officers of the court shall issue and serve all process.” 28 U.S.C. § 1915(d). Federal Rule of Civil Procedure 4(c)(3) further provides that “[a]t the plaintiff’s request the court may order that service be made by a

1 United States marshal or deputy marshal or by a person specially appointed by the court. The
2 court must so order if the plaintiff is authorized to proceed in forma pauperis.”

3 Before requesting service of process from the United States marshals, Plaintiff should
4 move to proceed IFP in this case, assuming he believes he should be allowed to so proceed. His
5 motion for IFP in another case before the Western District of Washington does not automatically
6 grant IFP for all cases in federal district court.

7 Because Plaintiff has not been authorized to proceed IFP in this case, his motion is
8 DENIED.

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10 Dated this 8th day of January, 2024.

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12 John H. Chun
13 United States District Judge
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